

File No.: 15228-16US-1 AD/mb

Montreal, Canada

October 18, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant: ORTHOSOFT INC.

Serial No.: (unknown)

Filed: (unknown)

Title: DETERMINING FEMORAL CUTS IN KNEE SURGERY

Group Art Unit: --

Examiner: --

Agent of Record: Alexandra Daoud, Reg. No. 55,992, Tel N° (514) 847-4333

MAIL STOP - DD

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, Virginia 22313-1450

U.S.A.

INFORMATION DISCLOSURE STATEMENT

PRIOR TO FIRST OFFICE ACTION

Sir:

Pursuant to the duty of disclosure under 37 CFR 1.56, copies of the references listed on the attached PTO/SB0/8A/B Form are submitted herewith.

The references were cited in an International Search Report (ISR) mailed on **October 24, 2003** by the EPO in connection with a corresponding PCT Application N° PCT/CA2003/000604. A copy of the ISR is also enclosed.

In accordance with 37 CFR 1.97(h), the submission of the present information is not to be construed as an admission that such information is, or is considered to be material to patentability.

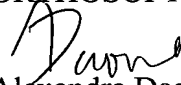
U.S. Patent and Trademark Office

The Examiner is kindly requested to consider these references during the examination of the above-identified application, making the references of record, and to return an initialed copy of the PTO/SB/08A/B Form to the below-signed agent.

Respectfully submitted,

ORTHOSOFT INC.

By:


Alexandra Daoud

Registration No. 55,992

CUSTOMER NUMBER 020988

OGILVY RENAULT

Suite 1600 - 1981 McGill College Avenue

Montreal, Quebec, H3A 2Y3

Tel.: (514) 847-4333

Enc.: Copies of references and International Search Report
2 sets of PTO/SB/08A/B Form

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number	70/511261
		Filing Date	
		First Named Inventor	Alain RICHARD et al.,
		Art Unit	
		Examiner Name	
Sheet 1 of 2	Attorney Docket Number	15228-16US-1 AD/mb	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	†
		Country Code ³ – Number ⁴ – Kind Code ⁵ (if known)				
		EP 1 226 788	31 July 2002	FINSBURY DEV LTD.		
		WO 99 60939	2 Dec. 1999	ORTHOSOFT INC.		
		DE 100 31 887	17 January 2002	STRYKER LEIBINGER GMBH		
		EP 0 919 203	2 June 1999	PICKER INTERNATIONAL, INC.		

Examiner Signature	Date Considered
--------------------	-----------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for form 1449PTO

(use as many sheets as necessary)

Complete if Known

107511261

Application Number

Filing Date

First Named Inventor

Alain RICHARD et al.,

Art Unit

Examiner Name

Attorney Docket Number

15228-16US-1 AD/mb

Examiner
Initials*Cite
No.¹

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

 τ^2

ORTHOPEDICS, FIXED – VERSUS MOBILE –BEARING TOTAL KNEE – Lawrence S. Crosssett, MD,
April 16, 2003, pp. 1-10

**Examiner
Signature**

Date
Considered

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.